



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Dennis McDevitt et al.
Application No. : 10/629,978
Filing Date : July 30, 2003
Entitled : SELF-LOCKING SUTURE ANCHOR
Atty. Docket No. : 22956-234 (MIT-224CON2)

Group Art Unit: 3732

Examiner: P. Vrettakos

Certificate of Mailing (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service Post Office as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date set forth below.

July 12, 2004

Date of Signature and Mail Deposit

By:

Lisa J. Michaud
Reg. No: 44,238

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO MAKE SPECIAL

Dear Sir:

Applicants hereby petition the Commissioner of Patents and Trademarks to make special the above-referenced patent application and, thereby, to accelerate its examination in accordance with 37 C.F.R. §1.102(d) and MPEP 708.02(II). Accompanying this Petition is a check in the amount of \$130.00, as required by 37 CFR 1.17(h). Please charge any additional fees necessary for this Petition to Deposit Order Account 141449.

Applicants request that this application be made special on the basis of actual infringement. In accordance with MPEP 708.02(II), Applicant's undersigned representative hereby declares the following:

1. There is a device currently sold in the United States that infringes at least one claim currently pending in the above-referenced patent application.

2. A rigid comparison of the infringing device with the claims of the present application has been made, and, in my opinion, some of the claims are unquestionably infringed.

3. A careful and thorough search of the prior art has been made, and a copy of each of the references deemed most closely related to the subject matter encompassed by the claims was made of record in an Information Disclosure Statement previously filed on September 30, 2003, and additional references from an updated search are made of record in an Information Disclosure Statement filed concurrently herewith.

4. The undersigned further declares that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

For all of the aforementioned reasons, Applicants respectfully request that this application be made special. Should any questions arise in connection with this Petition to Make Special, please call the attorney whose name appears below.

Respectfully submitted,



Lisa J. Michaud
Reg. No. 44,238
Attorney for Applicants

Date: July 12, 2004

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130.00)

Complete if Known

Application Number	10/629,978-Conf. #9506
Filing Date	July 30, 2003
First Named Inventor	Dennis McDevitt
Examiner Name	Not Yet Assigned
Art Unit	3732
Attorney Docket No.	022956-0234

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order Other None
 Deposit Account:

Deposit Account Number 141449

Deposit Account Name Nutter McCennen & Fish LLP

The Director is authorized to: (check all that apply)

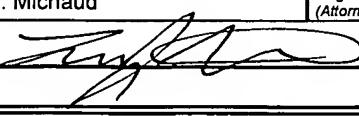
Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	130.00
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify) _____			

*Reduced by Basic Filing Fee Paid **SUBTOTAL (3) (\$ 130.00)**

**or number previously paid, if greater; For Reissues, see above

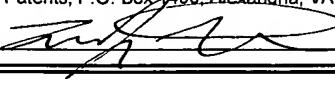
SUBMITTED BY		(Complete if applicable)		
Name (Print/Type)	Lisa J. Michaud	Registration No. (Attorney/Agent)	44,238	Telephone (617) 439-2000
Signature			Date	July 12, 2004

Fee Transmittal

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

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Dated: July 12, 2004

Signature: 

(Lisa J. Michaud)

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